

**From:** Sloane, Cheryl Tedeschi  
**To:** Uhland, Suzanne; rgordon@jenner.com; Sooknanan, Sparkle L.; Dale, Margaret A.; bienenstock, Martin J.; Levitan, Jeffrey W.; Mungovan, Timothy W.; Weise, Steven O.; dvlawoffices@gmail.com; Hackett, Michael R.; mroot@jenner.com; Rosen, Brian S.  
**Cc:** Bennett, Bruce S.; Rosenblum, Benjamin; Stewart, Geoffrey S.; Sims, Ryan; afernandez@delgadofernandez.com; Cunningham, John K.; de la Hoz, Fernando; Zakia, Jason; Perez, Isel M.; Theodoridis, Chris; Possinger, Paul V.; Steege, Catherine L.; Friedman, Peter; McKeen, Elizabeth L.; Pocha, Madhu; Sloane, Cheryl Tedeschi  
**Subject:** RE: ERS Meet and Confer  
**Date:** Tuesday, August 14, 2018 10:19:40 PM

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All,

To summarize today's 1:00 pm meet-and-confer call, below is our understanding of how the parties agreed to proceed over the next few days in order to comply with the Court's August 6<sup>th</sup> order. Please let us know whether you disagree with the any of the following or if we've inadvertently missed anything.

- The Bondholders will circulate draft stipulated facts to the Government parties in the next day or so. This will reflect the facts set forth in the RFAs served on August 13<sup>th</sup> and any additional facts.
- The Bondholders will circulate a draft of the joint statement that includes the following:
  - o Disputed facts
    - [To be determined]
  - o Discovery
    - Responses/objections to RFAs served no later than August 29<sup>th</sup>
    - Depositions concluded before August 31<sup>st</sup>
  - o Briefing
    - Simultaneous supplemental briefing due September 7<sup>th</sup>
- The Government parties will review the RFAs served on August 13th in the interim. The Government parties will get back to the Bondholders in the next day or so regarding (i) whether they intend to take any discovery, (ii) the extent to which the universe of facts set forth in the RFAs are disputed, and (iii) any concerns on the proposed deadlines set forth above.

Best,

Cheryl

**Cheryl Sloane** | Associate  
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White & Case LLP | Southeast Financial Center  
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**From:** Uhland, Suzanne

**Sent:** Tuesday, August 14, 2018 5:16 AM

**To:** rgordon@jenner.com; Sooknanan, Sparkle L.; Dale, Margaret A.; mbienenstock@proskauer.com; JLevitan@proskauer.com; tmungovan@proskauer.com; sweise@proskauer.com; dvlawoffices@gmail.com; mhackett@proskauer.com; mroot@jenner.com; brosen@proskauer.com

**Cc:** Bennett, Bruce S.; Rosenblum, Benjamin; Stewart, Geoffrey S.; Sims, Ryan; afernandez@delgadofernandez.com; Cunningham, John K.; de la Hoz, Fernando; Zakia, Jason; Sloane, Cheryl Tedeschi; Perez, Isel M.; ctheodoridis@proskauer.com; possinger@proskauer.com; Steege, Catherine L.; Friedman, Peter; McKeen, Elizabeth L.; Pocha, Madhu

**Subject:** RE: ERS Meet and Confer

Please include Peter Friedman, Liz McKeen and Madhu Pocha as well.

**From:** Gordon, Robert D. [<mailto:RGordon@jenner.com>]

**Sent:** Monday, August 13, 2018 7:01 PM

**To:** Sooknanan, Sparkle L.; Dale, Margaret A.; mbienenstock@proskauer.com; JLevitan@proskauer.com; tmungovan@proskauer.com; sweise@proskauer.com; dvlawoffices@gmail.com; Uhland, Suzanne; mhackett@proskauer.com; mroot@jenner.com; brosen@proskauer.com

**Cc:** Bennett, Bruce S.; Rosenblum, Benjamin; Stewart, Geoffrey S.; Sims, Ryan; afernandez@delgadofernandez.com; Cunningham, John Day; fdelahoz@whitecase.com; jzakia@whitecase.com; csloane@whitecase.com; Perez, Isel M.; ctheodoridis@proskauer.com; possinger@proskauer.com; Steege, Catherine L.

**Subject:** RE: ERS Meet and Confer

Please include Cathy Steege (copied here) at Jenner on all communications on this matter. Thank you.

**Robert D. Gordon**

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**From:** Sooknanan, Sparkle L. [<mailto:ssooknanan@jonesday.com>]

**Sent:** Monday, August 13, 2018 1:18 PM

**To:** Dale, Margaret A. <[mdale@proskauer.com](mailto:mdale@proskauer.com)>; mbienenstock@proskauer.com; JLevitan@proskauer.com; tmungovan@proskauer.com; sweise@proskauer.com; dvlawoffices@gmail.com; suhland@omm.com; mhackett@proskauer.com; Gordon, Robert D. <[RGordon@jenner.com](mailto:RGordon@jenner.com)>; Root, Melissa M. <[MRoot@jenner.com](mailto:MRoot@jenner.com)>; brosen@proskauer.com

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**Subject:** RE: ERS Meet and Confer

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Yes, that works for us. We will circulate a dial-in.

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**From:** Dale, Margaret A. <[mdale@proskauer.com](mailto:mdale@proskauer.com)>

**Sent:** Monday, August 13, 2018 1:14 PM

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**Cc:** Bennett, Bruce S. <[bbennett@jonesday.com](mailto:bbennett@jonesday.com)>; Rosenblum, Benjamin <[rosenblum@JonesDay.com](mailto:rosenblum@JonesDay.com)>; Stewart, Geoffrey S. <[gstewart@JonesDay.com](mailto:gstewart@JonesDay.com)>; Sims, Ryan <[rsims@jonesday.com](mailto:rsims@jonesday.com)>; afernandez@delgadofernandez.com; jcunningham@whitecase.com; fdelahoz@whitecase.com; jzakia@whitecase.com; csloane@whitecase.com; Perez, Isel M. <[iperez@jonesday.com](mailto:iperez@jonesday.com)>; ctheodoridis@proskauer.com; possinger@proskauer.com

**Subject:** RE: ERS Meet and Confer

Let us know if Tuesday at 1 pm works. Thanks.

**Margaret A. Dale**

Partner and Vice Chair, Litigation Department

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**From:** Sooknanan, Sparkle L. <[ssooknanan@jonesday.com](mailto:ssooknanan@jonesday.com)>

**Sent:** Monday, August 13, 2018 12:14 PM

**To:** Bienenstock, Martin J. <[mbienenstock@proskauer.com](mailto:mbienenstock@proskauer.com)>; Levitan, Jeffrey W. <[JLevitan@proskauer.com](mailto:JLevitan@proskauer.com)>; Mungovan, Timothy W. <[tmungovan@proskauer.com](mailto:tmungovan@proskauer.com)>; Weise, Steven O.

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**Subject:** ERS Meet and Confer

Counsel,

Judge Swain ordered that we meet and confer and file a joint statement by August 20 at 5:00pm (1) identifying the material disputed issues of fact regarding the attribution of any diminution in value resulting from the automatic stay, (2) setting a discovery schedule, and (3) setting a briefing schedule. Please let us know your availability for the meet the confer. We are available anytime tomorrow, Wednesday or Thursday.

Many thanks,

Sparkle

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Sparkle L. Sooknanan

Associate

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